IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO: 10655 of 1997

Between:

J. Subhash Chandra Bose, S/o.J. Venkateswara Rao,
R/o.Bendapudivari Street, Ramachandraraopet,
Eluru West Godavari District.

... PETITIONER

AND

The Superintendent Engineer, R&B Circle,
Eluru W.G.District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent herein in insisting the Commercial Tax Clearance Certificate as a condition precedent for issue of Tender Schedules as illegal and arbitrary.

Counsel for the Petitioner: MR. A. RAM NARAYANA (Not Present)

Counsel for the Respondent: GP FOR ROADS & BUILDINGS

The Court made the following:

ORDER: -

This writ petition is filed seeking *mandamus* to declare the action of the respondent in insisting the commercial tax clearance certificate as a condition precedent for issue of tender schedules, as illegal and arbitrary.

2. This Court on 13-05-1997 while admitting the writ petition passed interim order in W.P.M.P.No.12938 of 1997 in favour of the petitioner.

3. When the matter is called, no representation is made on behalf of petitioner.

4. The learned Government Pleader for Roads and Buildings submits that the relief sought for by the petitioners has become infructuous.

5. Accordingly, the writ petition is dismissed as infructuous. No costs.

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N. V. RAMANA, J

Dt.04-04-2005

Glv

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to:

1) The Superintendent Engineer, R&B Circle,
Eluru, West Godavari District.

2) Two CCs. to the G.P. for Roads and Buildings, High Court Buildings,
Hyderabad. (OUT)

Two CD copies.

*Form-NIC-OGS/WP{**GSNM**}*